



STATE OF KANSAS
OFFICE OF THE ATTORNEY GENERAL

DEREK SCHMIDT
ATTORNEY GENERAL

June 7, 2019

MEMORIAL HALL
120 SW 10TH AVE., 2ND FLOOR
TOPEKA, KS 66612-1597
(785) 296-2215 • FAX (785) 296-6296
WWW.AG.KS.GOV

Anonymous
MuckRock News
DEPT MR 72550
411A Highland Ave
Somerville, MA 02144-2516

VIA 72550-81149857@requests.muckrock.com
Hard Copy WILL NOT Follow

RE: Request for Records

Dear Sir/Madame:

On June 4, 2019, we received your fax dated the same date requesting records in the possession of this office. Your 10 page request for records is attached.

Although your June 4, 2019, fax states that you sent this office this request on May 1, 2019, we have no record of receiving your request prior to the June 4, 2019, fax.

The Kansas Open Records Act (KORA), K.S.A. 45-215 *et seq.*, establishes a framework for responding to requests for public records, as well as providing access to or copies of records in the possession of a public agency. However, it does not require a public agency to answer questions asking for information. Likewise, the KORA does not require that a public agency create a document to respond to a request for information. A public agency is only required to produce copies of records in existence at the time of the request, subject to any statutory restrictions.

This letter is written to acknowledge receipt of your request and provide you with information concerning its status, in accordance with K.S.A. 45-218(d).

We note that your request does not include your name or a mailing address where you may be contacted. K.S.A. 45-220(a) requires Kansas public agencies to adopt procedures to be followed in requesting access to and obtaining copies of public records. This office has established the Kansas Attorney General Record Request Policy as required by K.S.A. 2018 Supp. 45-220.¹ This policy requires a requester to provide the requester's name, mailing address, a phone number where the requester can be contacted, and detailed information about the records being requested. In accordance with our policy, we ask that you send us a letter with this required information. We will not be able to provide you with copies of records responsive to your request, if any, until we receive your letter with the requested information. If we do not hear from you by **Friday, July 5, 2019**, we will consider your request for records withdrawn.

¹ See Attorney General Record Request Policy at https://ag.ks.gov/docs/default-source/publications/kansas-attorney-general's-record-request-policy.pdf?sfvrsn=790b1a89_12

Letter to Anonymous

June 7, 2019

Page 2

We note that your open records request is very broad including 133 separate searches over a two and a half year time period. Under the KORA, a requester is, of course, free to phrase a request broadly and to seek broad categories of records. The difficulty with such a broad request, however, is that it hampers our ability to search for specific records the requester may in fact be interested in and increases the associated costs of responding to such a broad request. Pursuant to K.S.A. 45-218(f), a public agency may charge and require advance payment of a fee for providing access to or furnishing copies of public records.² Because we anticipate that the fee will be significant, we are notifying you before we conduct additional research into your request.

Please be aware that a request may be declined pursuant to K.S.A. 45-218(e) if the request places an unreasonable burden in producing the records. In order to help us assist you in locating the records you are interested in, you may wish to consider whether it is possible to revise your open records request to focus more directly on records, timeframes, and employees of this office that would be responsive to your area of interest. This would also assist us in reducing the time and expense associated with searching for and producing the requested records. If you wish to revise your request, you may send it to me at the address on this letter.

Thank you in advance for your assistance. If we do not hear from you by **Friday, July 5, 2019**, we will consider your request for records withdrawn.

Sincerely,

OFFICE OF THE ATTORNEY GENERAL
DEREK SCHMIDT



Philip R. Michael
Assistant Attorney General

PRM:sb

Enclosure (10 pages)

² See Attorney General Record Request Policy at <http://ag.ks.gov/docs/default-source/publications/kansas-attorney-general's-record-request-policy.pdf?sfvrsn=10>

Office of the Attorney General - Kansas
ORA Office
120 Southwest 10th Avenue
Topeka, KS 66612

June 4, 2019

This is a follow up to a previous request:

I have received no response to the below Kansas Open Records Act request sent May 1, 2019.

I have attached an updated request.

** Every response you send or provide (including all responsive records) may be automatically and immediately visible to the general public on the MuckRock.com web service used to issue this request. ** (I am not a representative of MuckRock)

Please contact us PRIOR to performing any services or copies requiring fees, with a fee estimate/break-down if possible. We do not agree to pay fees by virtue of this request. However, please do perform any search and record copying/production that are provided for free in your jurisdiction. If free, also provide a determination of which requests have responsive records and whether we may inspect them in person, if we so choose.

Please respond in no more than: 3 business days, as the statute requires.

Filed via MuckRock.com

E-mail (Preferred): 72550-81149857@requests.muckrock.com

For mailed responses, please address (see note):

MuckRock News
DEPT MR 72550
411A Highland Ave
Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

On May 1, 2019:

RE: Federal Communications and Agreements - our ref# ZX04-739872-01

Pursuant to The Kansas Open Records Act, see attached request addressed to: Office of the Attorney General - Kansas (and your state Dept. of Justice, if applicable). Please read the attachment in its entirety.

** Every response you send or provide (including all responsive records) may be automatically and immediately visible to the general public on the MuckRock.com web service used to issue this request. ** (I am not a representative of MuckRock)

Please contact us PRIOR to performing any services or copies requiring fees, with a fee estimate/break-down if possible. We do not agree to pay fees by virtue of this request. However, please do perform any search and record copying/production that are provided for free in your jurisdiction. If free, also provide a determination of which requests have responsive records and whether we may inspect them in person, if we so choose.

Please respond in no more than: 3 business days, as the statute requires.

Thanks,
Anonymous

On April 30, 2019:

RE: Federal Communications and Agreements - our ref# ZX04-739872-01

Pursuant to The Kansas Open Records Act, see attached request addressed to: Office of the Attorney General - Kansas (and your state Dept. of Justice, if applicable). Please read the attachment in its entirety.

** Every response you send or provide (including all responsive records) may be automatically and immediately visible to the general public on the MuckRock.com web service used to issue this request. ** (I am not a representative of MuckRock)

Please contact us PRIOR to performing any services or copies requiring fees, with a fee estimate/break-down if possible. We do not agree to pay fees by virtue of this request. However, please do perform any search and record copying/production that are provided for free in your jurisdiction. If free, also provide a determination of which requests have responsive records and whether we may inspect them in person, if we so choose.

Please respond in no more than: 3 business days, as the statute requires.

Thanks,
Anonymous

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RE: Public Records Request - Ref# ZX04-434576-02

Public records audit of communication and agreements with Federal entities

Public Records Request

Orig. Control Code:

RR23894 GFCD2PRACAFE

Our Ref. Num.

ZX04-434576-02

Please provide the following public records pursuant to your local freedom of information or public records act(s) and any sunshine ordinances that apply to your jurisdiction. If the recipient cannot address this request, please forward it to the appropriate official or staff member. "You" and "your," refer to each of the one or more requestee public agencies, and not merely the individual recipient or member, agent, officer, or employee of the public agency. "Including" means "including but not limited to." We reserve all of our rights under applicable law.

All of your responses, including any disclosed records, secret URLs or file share passwords, may be automatically, instantly, and publicly viewable via the muckrock.com Internet service used to issue this request.

Please be certain all responses are properly redacted. I am not a representative of MuckRock.

Requestee Public Agencies

(The agency/ies addressed in the cover email/fax/letter transmitting this request)

Requestor

An anonymous member of the public who may be contacted only via email

RE: Public Records Request – Ref# ZX04-434576-02

Important Notes

The checked items below are incorporated into our request:

A. FEES

A1. ☒ Please waive fees if possible. This request is non-commercial. The requests are made to better understand the operation of the government and we intend to share responsive records widely and publicly on MuckRock.com

A2. (not applicable)

A3. (not applicable)

A4. ☒ Contact us PRIOR to performing any services or copies requiring fees, with a fee estimate/break-down if possible. We do not agree to pay fees by virtue of this request. However, please do perform any search and record production that are provided for free in your jurisdiction. If free, provide a determination of which requests have responsive records and whether we may inspect them in person, if we so choose.

B. SEARCH

B1. ☒ Please assist in identifying and locating responsive records and overcoming objections to their disclosure.

B2. ☒ As appropriate under state/local law, please search personal email and mobile accounts and devices for requested public records, as appropriate.

B3. ☒ Include all attachments, exhibits, appendices, and images, in and to all responsive records.

B4. ☒ Perform a diligent search for responsive records and examine them before determining they are exempt, as you may find that responsive records have segregatable disclosable portions that you must disclose which cannot be determined unless you actually search for records.

B5. ☒ If you waived exemptions by prior disclosure to other members of the public, we request you do not withhold that record or portion from us either.

B6. If emails are requested, please (☐ include / ☒ exclude) spam and automated messages.

RE: Public Records Request - Ref# ZX04-434576-02

C. SCHEDULE

- C1. ☐ Immediate disclosure is requested under your local sunshine ordinance.
C2. ☒ Please provide records in rolling or incremental fashion, as they are ready.
C3. ☐ This is a written extension of the response deadline by an additional 0 days.
C4. ☐ This is a written extension of the extension period by an additional 0 days.
C5. ☐ Please prioritize review and disclosure of the following numbered requests: N/A.

D. DELIVERY

D1. ☒ We request a formal determination notice for *each* of the 133 request(s) below, indicating that you have (a) no responsive records, (b) provided all responsive records, (c) provided some, and withheld some or parts of some, responsive records, or (d) found and withheld all responsive records.

Please provide records in:

- D2. ☒ electronic format, via e-mail attachments
D3. ☐ electronic format, on USB/DVD/CD via mail
D4. ☐ paper format, via mail

D5. ☒ Please provide metadata/full headers for all requested electronic records. If you, for example, print emails to PDF format, ensure you have provided ALL email headers (except those exempt under the Act), or you will not have provided us a complete copy of the public record, and we may challenge your response for withholding headers without statutory justification.

D6. ☒ If a record is available on your public website, a URL is preferable to duplication.
D7. ☒ Cite statutory authority for all records withheld/redacted. Inform us of any applicable appeal procedures if any records are withheld/redacted. If your jurisdiction permits privilege/redaction/exemption logs, please provide one.

133 Request(s)

If any individual requests need clarification, please do not delay production of other requests.

PART 1

Electronic copies, via email, of all email, calendar invites, text/SMS/MMS/instant messages, or memos sent, written, or received between January 1, 2017 and the date of receipt of this request (inclusive), between (using to/from/cc/bcc) (1) any agency employee or officer and (2) any of the following:

R1. Donald Trump

RE: Public Records Request – Ref# ZX04-434576-02

- R2. Barack Obama
- R3. THE TRUMP ORGANIZATION, INC.
- R4. TRUMP ORGANIZATION LLC
- R5. THE TRUMP CORPORATION
- R6. DJT HOLDINGS LLC
- R7. a)THE DONALD J. TRUMP REVOCABLE TRUST, b)Donald J. Trump Foundation, and c)Eric Trump Foundation
- R8. Trump Golf
- R9. Trump Hotels
- R10. Trump University
- R11. Trump International Realty
- R12. the owners or operators of Trump Tower
- R13. the owners or operators of Trump International Golf Club
- R14. the owners or operators of Trump National Golf Club Mar a Lago
- R15. HIGHER GROUND LLC
- R16. SOUNDBREAKING LLC
- R17. HIGHER GROUND PRODUCTIONS LLC
- R18. Melania Trump
- R19. Michelle Obama
- R20. Mick Mulvaney
- R21. Rahm Emanuel
- R22. Denis McDonough
- R23. Eric Holder
- R24. Loretta Lynch
- R25. Sally Yates
- R26. Dana Boente
- R27. Eric F Trump
- R28. Donald J Trump Jr
- R29. Ivanka Trump

RE: Public Records Request - Ref# ZX04-434576-02

R30. Stephen Miller
R31. Jared Kushner
R32. Jeff Sessions
R33. Matthew Whitaker
R34. William Barr
R35. Robert Mueller
R36. Rod Rosenstein
R37. Zachary Fuentes
R38. John Kelly
R39. Reince Priebus
R40. John R. Bolton
R41. Kirstjen Nielsen
R42. Kevin McAleenan
R43. Kevin Hassett
R44. Timothy Harleth
R45. Marcia Lee Kelly
R46. James W. Carroll
R47. Kelvin Droegemeier
R48. Robert Lighthizer
R49. Dan Scavino
R50. Sarah Sanders
R51. Michael Cohen
R52. Jim Petrus
R53. Katrina Pierson
R54. Peter Navarro
R55. Larry Kudlow
R56. Kellyanne Conway
R57. Emma Doyle

RE: Public Records Request – Ref# ZX04-434576-02

- R58. Pat Cipollone
- R59. Jay Sekulow
- R60. Rudy Giuliani
- R61. Emmet Flood
- R62. Johnny DeStefano
- R63. any email address ending in whitehouse.gov or eop.gov not included above,
- R64. any employee of the Executive Office of the President of the United States, the White House Office, or the Office of Management and Budget not included above
- R65. any employee or officer of the US Office of the Attorney General, US Office of the Deputy Attorney General, and the Special Counsel's Office not included above

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PART 2

Electronic copies, via email, of all agreements, either executed OR in effect, at any time from January 1, 2017 to and the date of receipt of this request (inclusive), between your agency or any of its subordinate units and any of the following:

- R66. Donald Trump
- R67. Barack Obama
- R68. THE TRUMP ORGANIZATION, INC.
- R69. TRUMP ORGANIZATION LLC
- R70. THE TRUMP CORPORATION
- R71. DJT HOLDINGS LLC
- R72. a)THE DONALD J. TRUMP REVOCABLE TRUST, b)Donald J. Trump Foundation, and c)Eric Trump Foundation
- R73. Trump Golf
- R74. Trump Hotels
- R75. Trump University
- R76. Trump International Realty
- R77. the owners or operators of Trump Tower
- R78. the owners or operators of Trump International Golf Club
- R79. the owners or operators of Trump National Golf Club Mar a Lago
- R80. HIGHER GROUND LLC

RE: Public Records Request - Ref# ZX04-434576-02

R81. SOUNDBREAKING LLC
R82. HIGHER GROUND PRODUCTIONS LLC
R83. United States Department of Justice
R84. Federal Bureau of Investigation
R85. Customs and Border Protection
R86. Immigration and Customs Enforcement
R87. Joint Terrorism Task Force
R88. Central Intelligence Agency
R89. NSA/CSS
R90. Department of Defense
R91. INTERPOL (International Criminal Police Organization)
R92. Bureau of Alcohol, Tobacco, Firearms and Explosives
R93. Bureau of Diplomatic Security
R94. Bureau of Indian Affairs Police
R95. Bureau of Industry and Security
R96. Bureau of Land Management Office of Law Enforcement and Security
R97. United States Coast Guard Police
R98. Computer Crime and Intellectual Property Section
R99. Defense Logistics Agency Police
R100. Drug Enforcement Administration
R101. United States Marshals Service
R102. Department of the Army Civilian Police
R103. **ignore**
R104. Federal Air Marshal Service
R105. United States Secret Service
R106. Federal Flight Deck Officer
R107. Federal Protective Forces
R108. United States Border Patrol

RE: Public Records Request - Ref# ZX04-434576-02

- R109. Federal Reserve Police
- R110. Financial Crimes Enforcement Network
- R111. United States Coast Guard
- R112. United States Fish and Wildlife Service Office of Law Enforcement
- R113. United States Government Printing Office Police
- R114. United States Department of Homeland Security
- R115. US Internal Revenue Service
- R116. Hoover Dam Police
- R117. National Drug Intelligence Center
- R118. National Gang Intelligence Center
- R119. National Institutes of Health Police
- R120. National Security Agency Protective Services
- R121. National Zoological Park Police
- R122. United States Naval Academy Police Department
- R123. Office of Criminal Investigations
- R124. Office of Export Enforcement
- R125. Pentagon Force Protection Agency
- R126. United States Pentagon Police
- R127. Smithsonian Police
- R128. Supreme Court Police
- R129. United States Air Force Office of Special Investigations
- R130. United States Forest Service
- R131. United States Department of Veterans Affairs Police
- R132. Violent Crime Impact Teams

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PART 3

Electronic copies, via email, of:

- R133. the copy of this request as you originally received it, with all parts and attachments

All of your responses, including any disclosed records, secret URLs or file share passwords, may be automatically, instantly, and publicly viewable via the muckrock.com Internet service used to issue this request.